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12 Attorneys for Defendants
Lennar Associates Management, LLC
13 and Lennar Corporation dba Lennar Homes

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 ERIC GUNDERSEN, on behalf of himself and
17 all others similarly situated,

18 Plaintiff,

19 v.

20 LENNAR ASSOCIATES MANAGEMENT,
LLC; LENNAR CORPORATION, dba
21 LENNAR HOMES; and DOES 1- 10, inclusive,

22 Defendants.
23

No. C-09-02270 CRB

**~~PROPOSED~~ ORDER ALLOWING
FILING OF DEFENDANT LENNAR
ASSOCIATES MANAGEMENT
LLC'S COUNTERCLAIM**

24 Upon consideration of the parties' Stipulation Concerning the Filing of Defendant's
25 Counterclaim ("Stipulation"), and good cause appearing therefore, IT IS HEREBY ORDERED
26 that:

27 1. Defendant Lennar Associates Management, LLC ("Defendant") shall be allowed to
28 file a Counterclaim, in the form attached as Exhibit 1 to the parties' Stipulation. The Counterclaim

1 is deemed served and filed on the date of entry of this Order.

2 2. Plaintiff shall answer or otherwise respond to Defendant's Counterclaim within
3 thirty (30) days from the date of this Order.

4 3. The filing of Defendant's Counterclaim merely supplements the operative Answer
5 in this action, and Defendant's responses and affirmative and other defenses alleged in the
6 operative Answer to Plaintiff's Complaint remain in effect. See Docket Entry Nos. 1-2 and 1.

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8 PURSUANT TO STIPULATION, IT IS SO ORDERED,

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13 Dated: June 21, 2010

14 By: _____
15 The Honorable Charles R. Breyer
16 United States District Judge
17 Northern District of California
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